

INTERIOR BOARD OF INDIAN APPEALS

McCann Resources, Inc. v. Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs

41 IBIA 112 (06/27/2005)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS INTERIOR BOARD OF INDIAN APPEALS 801 NORTH QUINCY STREET SUITE 300 ARLINGTON, VA 22203

Appellant, : v. : Docket No. IBIA 05-43-A ACTING EASTERN OKLAHOMA : REGIONAL DIRECTOR, BUREAU : OF INDIAN AFFAIRS, : Appellee. : June 27, 2005 McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid Anita Vogt Chief Administrative Judge	McCANN RESOURCES, INC.,	: Order Dismissing Appeal
### Docket No. IBIA 05-43-A ACTING EASTERN OKLAHOMA REGIONAL DIRECTOR, BUREAU OF INDIAN AFFAIRS, Appellee. **June 27, 2005 **McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt	Appellant,	:
### Docket No. IBIA 05-43-A ACTING EASTERN OKLAHOMA REGIONAL DIRECTOR, BUREAU OF INDIAN AFFAIRS, Appellee. **June 27, 2005 **McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt	• •	:
### Docket No. IBIA 05-43-A ACTING EASTERN OKLAHOMA REGIONAL DIRECTOR, BUREAU OF INDIAN AFFAIRS, Appellee. **June 27, 2005 **McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt	V.	•
ACTING EASTERN OKLAHOMA REGIONAL DIRECTOR, BUREAU OF INDIAN AFFAIRS, Appellee. I June 27, 2005 McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt		· Docket No IBIA 05-43-A
REGIONAL DIRECTOR, BUREAU : OF INDIAN AFFAIRS, : Appellee. : June 27, 2005 McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt	ACTING EASTERN OKLAHOMA	· Bocket No. IBM 00 10 M
OF INDIAN AFFAIRS, Appellee. : June 27, 2005 McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt		•
Appellee. : June 27, 2005 McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt		•
McCann Resources, Inc. (Appellant) sought review of a December 23, 2004, decision of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid		:
of the Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs, which found that Appellant's appeal to the Regional Director from an August 2, 2004, decision of the Acting Superintendent, Osage Agency, was untimely. The Superintendent had imposed a penalty upon Appellant in connection with a lease for the NW¼ of Section 15, Township 29 North, Range 11 East, Osage County, Oklahoma. On June 24, 2005, the Board received a motion from Appellant to dismiss its appeal. Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal. I concur: // original signed Steven K. Linscheid // original signed Anita Vogt	Appellee.	: June 27, 2005
	of the Acting Eastern Oklahoma Regional Director Appellant's appeal to the Regional Director from Superintendent, Osage Agency, was untimely. The Appellant in connection with a lease for the NW ¹ East, Osage County, Oklahoma. On June 24, 2005, the Board received a re Therefore, pursuant to the authority delegation.	or, Bureau of Indian Affairs, which found that an August 2, 2004, decision of the Acting he Superintendent had imposed a penalty upon 4 of Section 15, Township 29 North, Range 11 motion from Appellant to dismiss its appeal.
Steven K. Linscheid Anita Vogt		I concur:
O	// original signed	// original signed
Chief Administrative Judge Senior Administrative Judge	Steven K. Linscheid	Anita Vogt
	Chief Administrative Judge	Senior Administrative Judge